

REMARKS

Claims 75-144 were pending in this application. Claims 84 and 115-144 have been canceled. Claims 75, 77-80, 82-83, 85-98, 100, 102, 104-105, 107-109, and 111-114 have been amended. Claims 145-164 have been added. Therefore, claims 75-83, 85-114, and 145-164 are now pending in this application.

The Examiner rejected the pending claims under 35 U.S.C. § 102(e) based on U.S. Patent No. 7,032,030 to Codignotto. Applicant respectfully submits that in view of the present amendments, these rejections are overcome.

Claim 75, as amended, recites (among other things) “associating the recorded audio file with an image file such that when input selecting said image file is received from a first user via the network, said recorded audio file is available for playback to said first user.” Applicant respectfully submits that Codignotto does not teach or suggest this limitation of claim 75. While Codignotto’s Fig. 6 is directed to “publish[ing]” an “audio message” (step 670), Codignotto does not teach or suggest “associating the recorded audio file with an image file” in the manner recited in claim 75. Codignotto is generally concerned with “electronic publication of a message,” *see* col. 1, lines 4-6, and thus does not teach or suggest at least the “associating ...” recited in claim 75. Additionally, while step 1242 of Fig. 12 is “Publish Audio Message(s)” and step 1257 is “Publish Image File(s),” Fig. 12 also does not teach the “associating ...” recited in claim 75. Furthermore, Fig. 12 is not directed to “recording said received audio signal to create an audio file” as recited in claim 75. Instead, Fig. 12 is directed to “receiv[ing]” an “email” (step 1200) that may have “audio files attached” (step 1230) and “image files attached” (step 1245).

Thus, because Codignotto does not teach each and every limitation of amended claim 75, it does not anticipate that claim. Applicant submits that the claims that depend from claim 75 are not anticipated by Codignotto for at least the reasons given for claim 75. Furthermore, Applicant submits that independent claims 105 and 153 and their dependent claims are not anticipated by Codignotto for at least the reasons given for claim 75.

Accordingly, Applicant respectfully removal of the § 102 rejections.

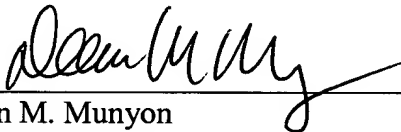
CONCLUSION:

Applicants submit the application is in condition for allowance, and an early notice to that effect is requested.

The Commissioner is authorized to charge any fees that may be required, or credit any overpayment, to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505/5957-02200/DMM.

Respectfully submitted,

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